IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 55 OF 2003
IN
SECOND APPEAL (ST) NO. 33442 OF 2002

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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CORAM: P.V. KAKADE, J.

DATED: 16TH OCT., 2004

P.C.:

1. Heard advocate for the applicant. None appears for the respondents.

2. This is an application for condonation of delay of 542 days in filing the second appeal. Perused the affidavit in support of the application which spells out the reasons as to why the delay occurred.

In view of the facts and circumstances, I hold that there is sufficient ground to condone the delay.

Hence, the application is made absolute in terms of prayer clause (a) on condition that the applicants shall donate the cost of Rs.1000/- to Kirtikar Library within two weeks.

Second appeal be fixed for admission in due course.

In the meantime, the ad-interim relief granted earlier, shall stand continue.

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